

**U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:18-cv-01782-JSC**

Cervantes Anguiano v. United States Immigration and Customs
Enforcement
Assigned to: Magistrate Judge Jacqueline Scott Corley
Cause: 05:552 Freedom of Information Act

Date Filed: 03/22/2018
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**Ariel Cervantes Anguiano**

represented by **Benjamin Frankel Farkas**
O'Melveny and Myers LLP
2 Embarcadero Center
28th Floor
San Francisco, CA 94111-3823
(415) 984-8700
Email: bfarkas@omm.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniel Hay Leigh
O'Melveny and Myers LLP
2 Embarcadero Center
28th Floor
San Francisco, CA 94111
415-984-8921
Email: dleigh@omm.com
ATTORNEY TO BE NOTICED

Sharon M. Bunzel
O'Melveny & Myers LLP
Two Embarcadero Center
28th Floor
San Francisco, CA 94111
415-984-8700
Fax: 415-984-8701
Email: sbunzel@omm.com
ATTORNEY TO BE NOTICED

V.

Defendant**United States Immigration and
Customs Enforcement**

represented by **Raven Marie Norris**
US Attorneys Office
Civil Division
450 Golden Gate Avenue
San Francisco, ca 94102
415-436-6915
Email: raven.norris@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
|------------|----------|--|
| 03/22/2018 | <u>1</u> | COMPLAINT <i>for Declaratory and Injunctive Relief</i> against United States Immigration and Customs Enforcement (Filing fee \$ 400, receipt number 0971-12210666.). Filed by Ariel Cervantes Anguiano. (Attachments: # <u>1</u> Exhibit Exhibits A and B, # <u>2</u> Civil Cover Sheet)(Farkas, Benjamin) (Filed on 3/22/2018) (Entered: 03/22/2018) |

| | | |
|------------|-----------|--|
| 03/22/2018 | <u>2</u> | Proposed Summons. (Farkas, Benjamin) (Filed on 3/22/2018) (Entered: 03/22/2018) |
| 03/22/2018 | 3 | Case assigned to Magistrate Judge Jacqueline Scott Corley. Counsel for plaintiff or the removing party is responsible for serving the Complaint or Notice of Removal, Summons and the assigned judge's standing orders and all other new case documents upon the opposing parties. For information, visit <i>E-Filing A New Civil Case</i> at http://cand.uscourts.gov/ecf/caseopening . Standing orders can be downloaded from the court's web page at www.cand.uscourts.gov/judges . Upon receipt, the summons will be issued and returned electronically. Counsel is required to send chambers a copy of the initiating documents pursuant to L.R. 5-1(e)(7). A scheduling order will be sent by Notice of Electronic Filing (NEF) within two business days. Consent/Declination due by 4/5/2018. (jmlS, COURT STAFF) (Filed on 3/22/2018) (Entered: 03/22/2018) |
| 03/22/2018 | 4 | Certificate of Interested Entities by Ariel Cervantes Anguiano (Leigh, Daniel) (Filed on 3/22/2018) (Entered: 03/22/2018) |
| 03/26/2018 | <u>5</u> | Initial Case Management Scheduling Order with ADR Deadlines: Case Management Statement due by 6/14/2018. Initial Case Management Conference set for 6/21/2018 01:30 PM in San Francisco, Courtroom F, 15th Floor. (slhS, COURT STAFF) (Filed on 3/26/2018) (Entered: 03/26/2018) |
| 03/26/2018 | <u>6</u> | Summons Issued as to United States Immigration and Customs Enforcement. (slhS, COURT STAFF) (Filed on 3/26/2018) (Entered: 03/26/2018) |
| 03/30/2018 | <u>7</u> | CERTIFICATE OF SERVICE by Ariel Cervantes Anguiano re 3 Case Assigned by Intake,,, <u>4</u> Certificate of Interested Entities, <u>1</u> Complaint, <u>6</u> Summons Issued <i>as to United States Immigration and Customs Enforcement</i> (Farkas, Benjamin) (Filed on 3/30/2018) (Entered: 03/30/2018) |
| 04/04/2018 | <u>8</u> | CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by Ariel Cervantes Anguiano.. (Farkas, Benjamin) (Filed on 4/4/2018) (Entered: 04/04/2018) |
| 04/13/2018 | <u>9</u> | STIPULATION <i>Re: Extension of time to Respond to Plaintiff's Complaint</i> filed by United States Immigration and Customs Enforcement. (Norris, Raven) (Filed on 4/13/2018) (Entered: 04/13/2018) |
| 04/16/2018 | <u>10</u> | CLERK'S NOTICE Re: Consent or Declination: Defendant shall file a consent or declination to proceed before a magistrate judge by 4/30/2018 . Note that any party is free to withhold consent to proceed before a magistrate judge without adverse substantive consequences. The forms are available at: http://cand.uscourts.gov/civilforms . (ahm, COURT STAFF) (Filed on 4/16/2018) (Entered: 04/16/2018) |
| 04/16/2018 | <u>11</u> | CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by United States Immigration and Customs Enforcement.. (Norris, Raven) (Filed on 4/16/2018) (Entered: 04/16/2018) |
| 05/29/2018 | <u>12</u> | <i>United States Immigration and Customs Enforcement</i> ANSWER to Complaint by United States Immigration and Customs Enforcement. (Norris, Raven) (Filed on 5/29/2018) (Entered: 05/29/2018) |
| 05/31/2018 | <u>13</u> | NOTICE of need for ADR Phone Conference (ADR L.R. 3-5 d) <i>Joint Notice</i> (Norris, Raven) (Filed on 5/31/2018) (Entered: 05/31/2018) |
| 05/31/2018 | <u>14</u> | ADR Certification (ADR L.R. 3-5 b) of discussion of ADR options (Farkas, Benjamin) (Filed on 5/31/2018) (Entered: 05/31/2018) |
| 06/01/2018 | <u>15</u> | ADR Certification (ADR L.R. 3-5 b) of discussion of ADR options (Norris, Raven) (Filed on 6/1/2018) (Entered: 06/01/2018) |
| 06/04/2018 | 16 | ADR Remark: The ADR Unit is in receipt of the Joint Notice of Need for ADR Phone Conference filed on 5/31/2018 (ECF # <u>13</u>) and will not schedule an ADR Phone Conference at this time. Any party may contact the ADR Unit to schedule an ADR Phone Conference, and counsel should do so promptly if the case is not resolved directly. (cmf, COURT STAFF) (Filed on 6/4/2018) (<i>This is a text-only entry generated by the court. There is no document associated with this entry.</i>) (Entered: 06/04/2018) |

| | | |
|------------|-----------|---|
| | | 06/04/2018) |
| 06/14/2018 | <u>17</u> | CASE MANAGEMENT STATEMENT <i>Joint Initial Case Management Statement</i> filed by United States Immigration and Customs Enforcement. (Norris, Raven) (Filed on 6/14/2018) (Entered: 06/14/2018) |
| 06/22/2018 | 18 | <p>Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Initial Case Management Conference held on 6/21/2018. Defendant to file Motion for Summary Judgment by August 9, 2018. (Not Reported)(Time: 5 mins)</p> <p>Attorney for Plaintiff: Benjamin Farkas; Daniel Leigh. Attorney for Defendant: Raven Norris.</p> <p>(This is a text-only entry generated by the court. There is no document associated with this entry.)</p> <p>(ahm, COURT STAFF) (Date Filed: 6/22/2018) (Entered: 06/22/2018)</p> |
| 08/03/2018 | <u>19</u> | STIPULATION WITH PROPOSED ORDER <i>to Extend Time for Defendant to File Motion for Summary Judgment</i> filed by United States Immigration and Customs Enforcement. (Norris, Raven) (Filed on 8/3/2018) (Entered: 08/03/2018) |
| 08/06/2018 | <u>20</u> | ORDER by Magistrate Judge Jacqueline Scott Corley granting <u>19</u> Stipulation to Extend Time for Defendant to File Motion for Summary Judgment. (ahmS, COURT STAFF) (Filed on 8/6/2018) (Entered: 08/06/2018) |
| 08/29/2018 | <u>21</u> | STIPULATION WITH PROPOSED ORDER <i>to Extend Time to File Defendant's Motion for Summary Judgment</i> filed by United States Immigration and Customs Enforcement. (Norris, Raven) (Filed on 8/29/2018) (Entered: 08/29/2018) |
| 08/30/2018 | <u>22</u> | ORDER as modified by Magistrate Judge Jacqueline Scott Corley granting <u>21</u> Stipulation To Extend Time to File Defendant's Motion for Summary Judgment. (ahm, COURT STAFF) (Filed on 8/30/2018) (Entered: 08/30/2018) |
| 09/04/2018 | <u>23</u> | MOTION for Summary Judgment filed by United States Immigration and Customs Enforcement. Motion Hearing set for 11/8/2018 09:00 AM in San Francisco, Courtroom F, 15th Floor before Magistrate Judge Jacqueline Scott Corley. Responses due by 9/25/2018. Replies due by 10/5/2018. (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit 1-12)(Norris, Raven) (Filed on 9/4/2018) (Entered: 09/04/2018) |
| 09/25/2018 | 24 | <p>CLERK'S NOTICE CONTINUING CASE MANAGEMENT CONFERENCE. To all parties and counsel of record: Please take notice that the hearing on Defendant's Motion for Summary Judgment (Dkt. No. <u>23</u>) currently scheduled for November 8, 2018 is continued to November 9, 2018 at 9:00 a.m., before Magistrate Judge Jacqueline Scott Corley, in Courtroom F, 15th Floor, Federal Building, 450 Golden Gate Avenue in San Francisco. Pursuant to Civil L.R. 7-7(d), the briefing shall remain the same.</p> <p>(This is a text only docket entry, there is no document associated with this notice.)</p> <p>(ahm, COURT STAFF) (Filed on 9/25/2018) Modified on 9/25/2018 (ahm, COURT STAFF). Modified on 9/25/2018 (ahm, COURT STAFF). (Entered: 09/25/2018)</p> |
| 09/25/2018 | | Set/Reset Deadlines as to <u>23</u> MOTION for Summary Judgment . Motion Hearing reset for 11/9/2018 at 09:00 AM in San Francisco, Courtroom F, 15th Floor before Magistrate Judge Jacqueline Scott Corley. (ahm, COURT STAFF) (Filed on 9/25/2018) (Entered: 09/25/2018) |
| 09/25/2018 | <u>25</u> | OPPOSITION/RESPONSE (re <u>23</u> MOTION for Summary Judgment) and CROSS MOTION for Summary Judgment filed by Ariel Cervantes Anguiano. (Attachments: # <u>1</u> Declaration of Daniel H. Leigh, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F-Part 1 of 4, # <u>8</u> Exhibit F-Part 2 of 4, # <u>9</u> Exhibit F-Part 3 of 4, # <u>10</u> Exhibit F-Part 4 of 4, # <u>11</u> Proposed Order)(Farkas, Benjamin) (Filed on 9/25/2018) Modified on 9/26/2018 (slhS, COURT STAFF). (Attachment 2 replaced on 10/16/2018) (rcsS, COURT STAFF). (Attachment 3 replaced on 10/16/2018) (rcsS, COURT STAFF). (Attachment 5 replaced on 10/16/2018) (rcsS, COURT STAFF). (Entered: 09/25/2018) |

| | | |
|------------|-----------|--|
| 10/05/2018 | <u>26</u> | OPPOSITION/RESPONSE (re <u>25</u> Cross MOTION for Summary Judgment) <i>and</i> <i>REPLY in Support of Defendant's</i> <u>23</u> MOTION for Summary Judgment filed by United States Immigration and Customs Enforcement. (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit, # <u>3</u> Proposed Order)(Norris, Raven) (Filed on 10/5/2018) Modified on 10/11/2018 (slhS, COURT STAFF). (Entered: 10/05/2018) |
| 10/11/2018 | <u>27</u> | EXHIBITS re <u>25</u> Cross MOTION for Summary Judgment/Corrected Exhibit A to Declaration of Daniel H. Leigh iso Pltf's Opposition to MSJ and Cross-Motion for Summary Judgment: <i>CORRECTION OF DOCKET # [25-2], [25-3], and [25-5].</i> filed by Ariel Cervantes Anguiano. (Attachments: # <u>1</u> Corrected Exhibit B to Declaration of Daniel H. Leigh iso Pltf's Opposition to MSJ and Cross-MSJ, # <u>2</u> Corrected Exhibit D to Declaration of Daniel H. Leigh iso Pltf's Opposition to MSJ and Cross-MSJ)(Related document(s) <u>25</u>) (Farkas, Benjamin) (Filed on 10/11/2018) Modified on 10/12/2018 (slhS, COURT STAFF). (Entered: 10/11/2018) |
| 10/11/2018 | <u>28</u> | MOTION to Remove Incorrectly Filed Document / <i>Unopposed Motion to Remove incorrectly filed documents ecf nos. 25-2, 25-3, and 25-5</i> filed by Ariel Cervantes Anguiano. (Attachments: # <u>1</u> Proposed Order)(Farkas, Benjamin) (Filed on 10/11/2018) (Entered: 10/11/2018) |
| 10/12/2018 | <u>29</u> | ORDER by Magistrate Judge Jacqueline Scott Corley granting <u>28</u> Motion to Remove Incorrectly Filed Document. (ahm, COURT STAFF) (Filed on 10/12/2018) (Entered: 10/12/2018) |
| 10/12/2018 | <u>30</u> | REPLY in Support (re <u>23</u> Cross MOTION for Summary Judgment) filed by Ariel Cervantes Anguiano. (Attachments: # <u>1</u> Supplemental Declaration of Daniel H. Leigh, # <u>2</u> Exhibit A)(Farkas, Benjamin) (Filed on 10/12/2018) Modified on 10/15/2018 (slhS, COURT STAFF). (Entered: 10/12/2018) |
| 11/09/2018 | 31 | Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Motion Hearing held on 11/9/2018 re <u>23</u> MOTION for Summary Judgment filed by United States Immigration and Customs Enforcement. The motion was argued, submitted, and taken under submission. (Court Reporter: Debra Pas.)(Time 00:36) Attorneys for Plaintiff: Benjamin Farkas; Daniel Leigh. Attorney for Defendant: Raven Norris. (This is a text-only entry generated by the court. There is no document associated with this entry.) (ahm, COURT STAFF) (Date Filed: 11/9/2018) (Entered: 11/09/2018) |
| 11/13/2018 | <u>32</u> | ORDER RE: CROSS-MOTIONS FOR SUMMARY JUDGMENT. Signed by Magistrate Judge Jacqueline Scott Corley on 11/13/2018. (ahm, COURT STAFF) (Filed on 11/13/2018) (Entered: 11/13/2018) |
| 11/29/2018 | <u>33</u> | NOTICE by United States Immigration and Customs Enforcement <i>Of Lodgment of Defendant's in camera submissions</i> (Norris, Raven) (Filed on 11/29/2018) (Entered: 11/29/2018) |
| 12/13/2018 | <u>34</u> | NOTICE of Lodgement of Supplemental Declaration of Catrina Pavlik-Keenan filed by United States Immigration and Customs Enforcement. (Attachments: # <u>1</u> Declaration)(Norris, Raven) (Filed on 12/13/2018) Modified on 12/16/2018 (slhS, COURT STAFF). (Entered: 12/13/2018) |
| 12/21/2018 | <u>35</u> | SECOND ORDER RE: CROSS-MOTIONS FOR SUMMARY JUDGMENT. Signed by Magistrate Judge Jacqueline Scott Corley on 12/21/2018. (ahm, COURT STAFF) (Filed on 12/21/2018) (Entered: 12/21/2018) |
| 12/21/2018 | <u>36</u> | ORDER REGARDING JUDGMENT. Signed by Magistrate Judge Jacqueline Scott Corley on 12/21/2018. (ahm, COURT STAFF) (Filed on 12/21/2018) (Entered: 12/21/2018) |
| 12/26/2018 | <u>37</u> | ADMINISTRATIVE MOTION stay deadline to submit joint form of judgment <i>unopposed</i> filed by United States Immigration and Customs Enforcement. Responses due by 12/31/2018. (Attachments: # <u>1</u> Declaration, # <u>2</u> Proposed Order)(Norris, Raven) (Filed on 12/26/2018) (Entered: 12/26/2018) |

| | | |
|------------|-----------|---|
| 12/26/2018 | <u>38</u> | ORDER by Magistrate Judge Jacqueline Scott Corley granting <u>37</u> Administrative Motion to stay deadline to submit joint form of judgment. (ahm, COURT STAFF) (Filed on 12/26/2018) (Entered: 12/26/2018) |
|------------|-----------|---|